

HON. RICARDO S. MARTINEZ

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT COURT OF WASHINGTON  
AT SEATTLE

STATE OF WASHINGTON;

Plaintiff,

v.

LANDMARK TECHNOLOGY A, LLC, and  
RAYMOND MERCADO, individually,

Defendants.

NO. 2:21-cv-00728-RSM

STIPULATED MOTION AND ORDER  
REGARDING EXPERT REPORTS

NOTE FOR MOTION CALENDAR: JUNE  
21, 2024

Defendant Landmark Technology A, LLC filed a Motion to Strike or to Extend Deadline for Rebuttal Reports (Dkt. No. 84) arguing that Plaintiff State of Washington's expert disclosures were untimely, and in the alternative seeking an extension of time for Defendants to serve rebuttal expert reports. The State is prepared to argue its expert disclosures were timely, and does not concede any of the arguments raised in Defendant LTA's motion. However, in order to avoid further motions practice, the parties stipulate and move as follows:

COME NOW Defendants Landmark Technology A, LLC, and Raymond Mercado (collectively "LTA") and Plaintiff State of Washington ("State") and agree and stipulate that State's expert witnesses, disclosed May 31, 2024, shall be considered timely, and hereby agree

that LTA's rebuttal expert reports pursuant to Rule 26(a)(2)(d)(ii) shall be due July 8, 2024, on the condition LTA's rebuttal expert shall be deposed within thirty (30) days of July 8, 2024.

Pursuant to this stipulation, LTA shall withdraw its Motion to Strike or to Extend Deadline for Rebuttal Reports (Dkt. No. 84).

DATED this 21st day of June, 2024.

s/Justin P. Walsh

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s/Ben Brysacz, via email authority

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Michael Hall, WSBA No. 19871  
STATE OF WASHINGTON  
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### ORDER

Pursuant to stipulation of the parties, the above stipulation is accepted by the Court.

DATED this 24<sup>th</sup> day of June, 2024.



RICARDO S. MARTINEZ  
UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned hereby certifies under penalty of perjury under the laws of the United States of America, that on the date noted below, a true and correct copy of the foregoing was delivered and/or transmitted in the manner(s) noted below:

ROBERT W. FERGUSON	<i>Attorneys for Plaintiff</i>	<input type="checkbox"/> Via Messenger
Attorney General		<input checked="" type="checkbox"/> Via Email
Aaron J. Fickes, WSBA No. 51584		<input type="checkbox"/> Via Certified Mail
Ben J. Brysacz, WSBA No. 54683		<input type="checkbox"/> Via U.S. Mail
Heidi C. Anderson, WSBA No. 37603		<input checked="" type="checkbox"/> Via ECF
Robert Hyde, WSBA No. 33593		
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Seattle, WA 98104		

DATED this 21st day of June, 2024, at Seattle, Washington.

s/Joseph A. Hylkema  
Joseph A. Hylkema  
Paralegal to Justin P. Walsh